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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/866,191	05/25/2001	Nancy J. Rabenold	16628-14	4604

7590 10/24/2003

Clifford W. Browning
Woodard, Emhardt, Naughton, Moriarty & McNett
Bank One Center/Tower
111 Monument Circle, Suite 3700
Indianapolis, IN 46204

EXAMINER

HAYES, JOHN W

ART UNIT	PAPER NUMBER
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3621

DATE MAILED: 10/24/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary

Applicati n N .

09/866,191

Applicant(s)

RABENOLD ET AL.

Examiner

John W Hayes

Art Unit

3621

All participants (applicant, applicant's representative, PTO personnel):

(1) John W Hayes.

(3) _____.

(2) Gregory Smith.

(4) _____.

Date of Interview: 22 October 2003.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: 6.

Identification of prior art discussed: Friedland.

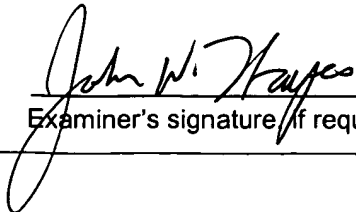
Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature *if required*

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed claim limitations related to the clerk system and how the clerk system is distinguished from the human proxy as disclosed by Friedland. Examiner agreed that the present invention appears to be distinguished from the Friedland reference in this respect, however, examiner needs to further consider the Friedland reference. For example, applicant indicated that the clerk system of the claimed invention is more integrated into the live auction than that disclosed by Friedland since Friedland discloses a human proxy that facilitates the integration with the remote bidders rather than an automated system. Examiner noted that Friedland discloses an auction server and other components that perform some of the automated processing to integrate the remote bidders, however, the reference to Friedland needs to be considered further. Applicant also discussed limitations related to the audio system that provides live audio to the remote bidders and how this is distinguished from Friedland because the audio system claimed in the present invention is more integrated with the live auction whereas the audio feature disclosed by Friedland is more directed to a separate audio interface. Examiner noted, however, that the claims, as currently recited, do not preclude the use of separate audio channels as taught by Friedland. The claims merely recite an audio system for transmitting instantaneously live audio from a live auction site to the remote bidders. Examiner agreed to further consider the claims when the formal response is filed .